

Application No.: 10/822,801
Art Unit: 3676

Attorney Docket No. 18082.11
Confirmation No. 3066

REMARKS

In the recent Office Action, the Examiner rejected Claims 1-2 and 5-12 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-4 of U.S. Patent No. 6,539,757 to Witchey. Claims 3 and 4 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-4 of U.S. Patent No. 6,539,757 in view of U.S. Patent No. 6,173,590 to Witchey

Submitted herewith is an executed Terminal Disclaimer by Applicant's attorney of record in compliance with 37 CFR. § 1.321(c) and the fee under 37 CFR. § 1.120(d). This document should serve to overcome the double patenting rejections of record.

For the foregoing reasons, Applicant respectfully submits that the present application is in condition for allowance. If such is not the case, the Examiner is requested to kindly contact the undersigned in an effort to satisfactorily conclude the prosecution of this application.

Respectfully submitted,



Richard C. Litman
Registration No. 30,868
(703) 486-1000

RCL:DHT